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## FACSIMILE SUBMISSION UNDER 37 CFR 1.8

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TO:	FROM:
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571-273-8300	2
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	1014-067US01/JNP-0314
RE:	APPLICATION SERIAL NUMBER:
Notice of Appeal	10/660,303

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PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John W. Stewart; Wendy Confirmation No. 5407  
R. Cartee; Truman Joe

Serial No.: 10/660,303

Filed: September 11, 2003 Customer No.: 28863

Examiner: Yemane Mesfin

Group Art Unit: 2144

Docket No.: 1014-067US01/JNP-0314

Title: AUTOMATIC ESTABLISHMENT OF NETWORK PERFORMANCE MONITORING COMMUNITIES USING ROUTING PROTOCOLS

CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on June 3, 2008.

By: Caryl Harriman  
Name: Caryl Harriman

**NOTICE OF APPEAL**

MAIL STOP AF  
Assistant Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 41.31, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 1-37 and 39-53 of the above-identified application, as set forth in the Office Action mailed March 3, 2008.

Please charge Deposit Account No. 50-1778 the amount of \$510.00 for the required fee for filing this Notice of Appeal as set forth under 37 C.F.R. § 41.20(b)(1). Please charge any deficiencies or credit any overpayment to Deposit Account No. 50-1778.

Date:

By:

  
 Name: Michael J. Ostrom  
 Reg. No.: 58,730

June 3, 2008  
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06/04/2008 VBUI11 00000002 501778 10660303  
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